AO 440 (Rev. 06/12) Summons in a Civil Action

## UNITED STATES DISTRICT COURT

for the

| Eastern District of New York  |   |   |  |  |  |
|---|---|---|--|--|--|
| RAFIK TADROS, Individually and 0<br>Others Similarly Situat   |   |   |  |  |  |
| Plaintiff(s)  | ) |   |  |  |  |
| V.  | ) | Civil Action No.  |  |  |  |
| KADMON HOLDINGS, INC., HARLA<br>and STEVEN MEEHA  |   |   |  |  |  |
| Defendant(s)  |   |   |  |  |  |
| SUMMONS IN A CIVIL ACTION   |   |   |  |  |  |
| To: (Defendant's name and address) KADMON HOLDINGS, INC., HARLAN W. WAKSAL, and STEVEN MEEHAN 450 East 29th Street New York, New York 10016   |   |   |  |  |  |
| A lawsuit has been filed against you.   |   |   |  |  |  |
| Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:  Jeremy A. Lieberman  Pomerantz LLP  600 Third Avenue - 20th Floor  New York, New York 10016  T: 212-661-1100 |   |   |  |  |  |
| If you fail to respond, judgm<br>You also must file your answer or mo   |   | red against you for the relief demanded in the complaint. |  |  |  |
|   |   | DOUGLAS C. PALMER CLERK OF COURT                          |  |  |  |
| Date:   |   |   |  |  |  |
| <u> </u>  |   | Signature of Clerk or Deputy Clerk                        |  |  |  |

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Civil Action No.

## PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

|        |  | ne of individual and title, if any) |                                 |      |  |  |
|--------|--|-------------------------------------|---------------------------------|------|--|--|
| was re | ceived by me on (date)   |                                     | •                               |      |  |  |
|        | ☐ I personally served  | the summons on the individual       | ual at (place)                  |      |  |  |
|        |  |                                     | on (date)                       | ; or |  |  |
|        | ☐ I left the summons at the individual's residence or usual place of abode with (name)   |                                     |                                 |      |  |  |
|        | on (date), a person of suitable age and discretion who resides there,  on (date), and mailed a copy to the individual's last known address; or |                                     |                                 |      |  |  |
|        |  |                                     |                                 |      |  |  |
|        | ☐ I served the summons on (name of individual) , while designated by law to accept service of process on behalf of (name of organization) ,    |                                     |                                 |      |  |  |
|        | designated by law to a   | accept service of process on        |                                 |      |  |  |
|        |  |                                     | on (date)                       | ; or |  |  |
|        | ☐ I returned the sumn  | nons unexecuted because             |                                 | ; or |  |  |
|        | ☐ Other ( <i>specify</i> ):  |                                     |                                 |      |  |  |
|        | My fees are \$   | for travel and \$                   | for services, for a total of \$ | 0.00 |  |  |
|        | I declare under penalty of perjury that this information is true.  |                                     |                                 |      |  |  |
| Date:  |  |                                     |                                 |      |  |  |
|        |  |                                     | Server's signature              |      |  |  |
|        |  |                                     | Printed name and title          |      |  |  |
|        |  |                                     | Server's address                |      |  |  |

Additional information regarding attempted service, etc:

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